

ALISON PENNINGTON, CSB #231861
Centro Legal de la Raza
3400 East 12th Street
Oakland, CA 94601
Tel.: 510.679.1608
Fax: 510.427.9164
apennington@centrolegal.org

Counsel for Ms. Garcia-Ambrocio, Petitioner

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GARCIA-AMBROCIO, Norma,

Petitioner,

vs.

KIRSTJEN M. NIELSEN, Secretary of the
United States Department of Homeland
Security; JEFFERSON B. SESSIONS, III,
Attorney General of the United States;
DAVID W. JENNINGS, San Francisco Field
Office Director, Office of Detention and
Removal Operations, U.S. Immigration and
Customs Enforcement; DAVID O.
LIVINGSTON, Sheriff of Contra Costa
Sheriff's Department and West County
Detention Facility,

Respondents.

CASE NO.: 4:17-cv-07087-KAW

**STIPULATION; [PROPOSED]
ORDER** AS MODIFIED

STIPULATION & PROPOSED ORDER
CASE NO. 4:17-cv-07087-KAW

1 On February 26, 2018, Petitioner had a new bond hearing and an immigration judge ordered
2 Petitioner's release upon payment of a \$2,500 bond and ordered ICE to consider her for the Intensive
3 Supervision and Appearance Program (ISAP), a movement restriction and electronic monitoring
4 program. That same day, Petitioner's family paid the bond and Petitioner was released from
5 detention. ICE has reserved appeal of the immigration judge's decision and has until March 28, 2018,
6 to file an appeal to the Board of Immigration Appeals of the immigration judge's decision granting
7 bond.

8 After consultation between the Parties, subject to the court's approval, Petitioner and
9 Federal Respondents Kirstjen Nielsen, Jefferson B. Sessions III, and David W. Jennings, through
10 their undersigned counsel of record, HEREBY STIPULATE to the following:

- 11 1. Non-federal Respondent David Livingston filed a statement of non-opposition to the
12 Petition on January 26, 2018.
- 13 2. On February 26, 2018, the immigration judge granted the Petitioner a \$2,500
14 bond. The Federal Respondents agree not to seek further review of the immigration
15 judge's February 26, 2018 order. ICE has determined it will not appeal the
16 immigration judge's February 26, 2018 order, and the immigration judge's order shall
17 become final when the appeal period expires on March 28, 2018."
- 18 3. In exchange for ICE's aforementioned agreement, Petitioner voluntarily withdraws
19 the instant habeas petition.
- 20 4. The parties agree that the dismissal of Petitioner's habeas petition is without
21 prejudice.

22 IT IS SO STIPULATED.

23 Respectfully submitted,

24 Date: March 27, 2018

_____/s/_____
25

ALISON PENNINGTON

26 STIPULATION & PROPOSED ORDER
CASE NO. 4:17-cv-07087-KAW

CENTRO LEGAL DE LA RAZA

Attorney for Petitioner

Date: March 27, 2018

/s/

DAVID PEREDA

Assistant United States Attorney

Attorney for Federal Respondents

[PROPOSED] ORDER AS MODIFIED

and dismissed

Pursuant to the stipulation, Petitioner's habeas petition is ordered withdrawn/without
prejudice.

Date: 3/28/18

Kandis Westmore

KANDIS A. WESTMORE

United States Magistrate Judge